

RICHARD J. FORD, <i>et al.</i>	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No. 1:08CV1153-JCC/JFA
	)	
JERRY W. TORRES, <i>et al.</i>	)	
	)	
Defendants.	)	
	)	

Defendants Jerry Torres, *et al.* (hereinafter “Defendants”), by and through undersigned counsel and pursuant to Rule 45(e) of the Federal Rules of Civil Procedure, do hereby request that this Court enter a civil contempt finding against witness Thomas D. Schiller for his failure to comply with Defendants’ Subpoena (hereinafter “Subpoena”), served on him August 6, 2009, commanding that he attend a deposition on August 11, 2009 at 1750 Tyson’s Boulevard, Suite 1200, McLean, Virginia 22102; furthermore, Mr. Schiller failed to appear for two succeeding dates and times that he agreed upon to have his testimony taken.

RULE 7(E) CERTIFICATION

Pursuant to Local Civil Rule 7(E), counsel for Defendants certify that they have made every reasonable attempt to narrow or resolve the issues presented in this Motion, including by telephonic conversation with counsel for Mr. Schiller on August 20<sup>th</sup>, 2009, without success.

DATED: August 28, 2009

Respectfully submitted,

/s/ Christine S. Ramapuram

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